

#12

PTO/SB/29 (05-03)

Approved for use through 04/03/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# **CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing  
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:  
☐ DUPLICATE

Address to: <b>Mail Stop CPA Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</b>	Attorney Docket No. of Prior Application	64251-020
	First Named Inventor	Johan Van Barbant, et al.
	Examiner Name	Jackson, Monique R.
	Art Unit	1773
	Express Mail Label No.	EV332069317US

This is a request for a ☒ continuation or ☐ Divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09 / 834,835 filed on 4-13-01, entitled Coated Metal Reinforcement Element and Coating Materials

## **NOTES**

**Filing Qualifications:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.52(b), of (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**C-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

- ☒ Enter the unentered amendment previously filed on May 23, 2003 Under 37 CFR 1.116 in the prior nonprovisional application.
- ☐ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventor(s) named in the prior application, 37 CFR 1.53(d)(4).

300.00 DA

- ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed;
  - ☐ PTO-1449
  - ☐ Copies of IDS Citations

Page 1 of 2

This collection of information is required by 37 CFR 1.53(d). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 24 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop CPA, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (l))	-20* =		X \$ _____ =	\$ _____
	INDEPENDENT CLAIMS (37 CFR 1.16(B) OR (l))	-3** =	1	X \$ 84.00 =	84.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			X \$ _____ =	
				BASIC FEE (37 CFR 1.16)	750.00
				Total of above Calculations=	834.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.27).				
	* Refissu claims in excess of 20 and over original patent. ** Refissu Independent claims over original patent.				
				TOTAL =	834.00

6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.

7. The Director is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 08 3480:

a. ☐ Fees required under 37 CFR 1.16.

b. ☒ Fees required under 37 CFR 1.17.

c. ☐ Fees required under 37 CFR 1.18.

8. ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.

9. ☐ Payment by credit card. Form PTO-2038 is attached.

10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of \_\_\_\_\_ months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.

11. ☐ New Attorney Docket Number, if desired \_\_\_\_\_  
 [Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]

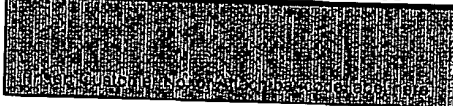
12. a. ☒ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)

b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

13. ☐ Other: \_\_\_\_\_

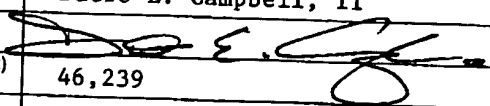
NOTE: If you are applying for a new correspondence address, you must provide a new correspondence address to the PTO. If you are applying for a new correspondence address, you must provide a new correspondence address to the PTO.

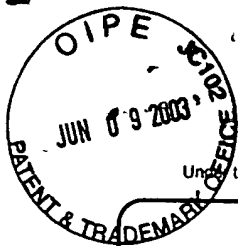
**14. NEW CORRESPONDENCE ADDRESS**

☐ Customer Number or Bar Code Label  or ☐ New correspondence address below

Name	Husch & Eppenberger, LLC
Address	190 Carondelet Plaza, Suite 600
City	St. Louis, MO 63105
Country	United States

**15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print Type)	Dutro E. Campbell, II
Signature	
Registration No. (Attorney Agent)	46,239
Date	June 9, 2003



CPA# ✓

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\_\_\_\_\_
  - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed;
  - ☐ PTO-1449
  - ☐ Copies of IDS Citations

06/11/2003 MAHNE1 00000120 083460 09834835  
01 FC:1006 750.00 CH  
02 FC:1201 84.00 CH

Page 1 of 2

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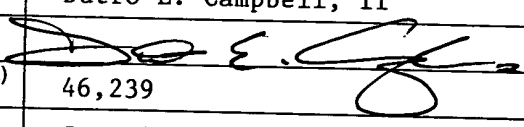
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				BASIC FEE (37 CFR 1.16)	75.00
				Total of above Calculations=	834.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.27).				
	* Reissue claims in excess of 20 and over original patent. ** Reissue Independent claims over original patent.				
	TOTAL = 834.00				

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7. The Director is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 08 3480:
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- b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☐ Other: \_\_\_\_\_

**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

14. NEW CORRESPONDENCE ADDRESS	
<input checked="" type="checkbox"/> Customer Number or Bar Code Label <u>29493</u>	<input type="checkbox"/> New correspondence address below
(Insert Customer No. or Attach bar code label here)	
Name	Husch & Eppenberger, LLC
Address	190 Carondelet Plaza, Suite 600
City	St. Louis, MO 63105
Country	United States

15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Name (Print Type)	Dutro E. Campbell, II
Signature	
Registration No. (Attorney Agent)	46,239
Date	June 9, 2003